

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0745/1dn
ARG:kjf:rs

December 21, 2010

ATTN: Tricia Sieg

Section 165.85 (4) (b) 1d. f. of the statutes, requiring law enforcement training related to racial profiling, was part of the provisions enacted in 2009 Wisconsin Act 28 requiring traffic stop data collection. Because this training requirement was a piece of the relevant budget draft, I have assumed that you would also like this training requirement repealed. Please let me know if I am mistaken in this assumption.

Act 28 required OJA to submit proposed rules to the Legislative Council staff by February 1, 2010, and required DOA to submit a report to JCF related to the development of a traffic stop information collection system. It is my understanding that JCF has already approved this report. Because these events have already transpired, I believe it would not be appropriate to repeal these nonstatutory provisions of Act 28. Because this draft repeals the OJA program and rule-making authority, no additional language is needed to override rules previously promulgated by OJA. However, this draft does include a nonstatutory provision requiring that all work on the data collection system be halted.

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